

Exhibit C

EASTERN DISTRICT OF NEW YORK
U.S. Attorney's Office

TRANSCRIPT

Case #: CV-25-1759

Participants: Judge Richard Bailey, Joanne Sanderson, Miguel Barrios, Samantha Hing Spanish Interpreter

Recording Time: N/A

Recording Date: July 23rd, 2024

Type: Immigration Interview

Method: Virtual

1
2 BAILEY: Today is July 3rd, 2024. This is Immigration Judge Richard
3 Bailey at the Elizabeth Immigration Court. Counsel for the
4 Department, your appearance please

5
6 SANDERSON: Joanne Sanderson for the Department.

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8 BAILEY: Good afternoon. Good afternoon to all parties present.
9 The use of recording devices is prohibited during these
10 proceedings. Unless otherwise noted, all respondents are appearing
11 virtually from the Moshannon Valley Processing Center. We are
12 joined by a Spanish interpreter this afternoon. Mr. Interpreter,
13 please raise your right hand. Do you swear or affirm you are
14 competent to interpret between Spanish and English and do so
15 accurately and completely?

16
17 INTERPRETER: Yes, I do.

18
19 [END OF PART 1 OF THE RECORDING]

20
21 [START OF PART 2 OF THE RECORDING]

22

23 BAILEY: This is a removal hearing in the matter of Miguel
24 Gregorio Vamondez Barrios, 240176787. The respondent is present and
25 represented by counsel appearing by Webex. Counsel, your appearance
26 please.

27

28 HING: Good afternoon, Your Honor, Samantha Hing. for the Bronx
29 defenders, counsel for Mr. Vamondez Barrios

30

31 BAILEY: Good afternoon. And good afternoon to the respondent
32 through the interpreter. So what is your full name?

33

34 INTERPRETER: Miguel Gregorio Vamondez Barrios.

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36 BAILEY: Attorney Hing, do you waive the interpretation of this
37 hearing?

38

39 HING: Yes, Your Honor.

40

41 BAILEY: This is the respondent's first appearance with counsel.
42 At the last hearing, the court advised him of his rights in these
43 proceedings and adjourned for him to find an attorney. Are you
44 prepared for pleadings today?

45

46 HING: Yes, Your Honor, we're ready to go forward with pleadings

47

48 BAILEY: The court will mark as Exhibit 1 the notice to appear
49 filed by the Department of Homeland Security on May 16th, 2024.
50 Exhibit 2 is evidence filed by the Department on June 6th, 2024,
51 including Tabs A through E. Does the respondent concede proper
52 service of the notice to appear?

53

54 HING: Yes, Your Honor, I concede to proper notice - proper
55 service to the notice to appear.

56

57 BAILEY: Thank you. How does the respondent plead to the factual
58 allegations on the charge?

59

60 HING: Um, so we deny the factual allegations 1 though 4 and
61 deny the charge of removability.

62

63 BAILEY: Are you intending to file a motion, or are you just
64 holding the Department to their burden?

65

66 HING: Um, I'm holding the Department to their burden, and I
67 would like to make some oral arguments on the record.

68

69 BAILEY: Arguments, is this about the 213, or what's the basis for
70 the -

71

72 HING: Yes, so the basis would be both the I-213 and the, um,
73 alleged Venezuelan ID that was submitted in DHS's, um, evidence
74 packet.

75

76 BAILEY: Okay. If it's - if it's a legal argument, that's going to
77 have to be submitted in writing because I'm not going to be able to
78 address it based on oral arguments. So if - if, uh, if you're going
79 to be making a legal argument, we'll set this over to another
80 master to give you - and we'll do a briefing schedule on that. For
81 the next master, how is August 5th, 2024 at 8:30?

82

83 HING: Yes, that time works, Your Honor.

84

85 BAILEY: And then for a, uh, motion and brief, the call up date,
86 how - how is July 17th?

87

88 HING: Um, sorry, see if I'm working. I'm checking my calendar.
89 Um, I request just a bit more time, preferably maybe even the 19th.

90

91 BAILEY: I'm sure we can do the 19th. So respondent's motion and
92 brief due the 19th. We'll give the Department the 10 days. Let's do
93 July 30th for the Department's response. Anything further at this
94 time, Counsel?

95

96 HING: Nothing further, Your Honor. Thank you.

97

98 BAILEY: Anything else from the Department?

99

100 SANDERSON: No.

101

102 BAILEY: To the respondent, your next hearing is August 5th, 2024
103 at 8:30 in the morning. Please be in touch with your attorney
104 regarding next steps.

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110 Dated this 28th day of April 2025.

111

112 /S/ aLanguageBank

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